IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 20993 of 2004

Between:

Paramata Veera Venkata Satya Srinivas S/o Satyanarayana
R/o D. NO. 9-212, Query Road, Dhawaleswaram, East Godavari district

... PETITIONER

AND

1 The Government of A.P., rep by Commissioner, Prohibition & Excise,

Nampally Hyderabad
2 The Superintendent, Prohibition & Excise Kakinada, East Godavari District
3 Yedla Mahalaxmi W/o Srinivasa Rao
R/o D. No. 11-59, Car Street, Dhawaleswaram, East Godavari district

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order or orders, direction or directions, Writ or Writs, particularly one in the nature of Writ of Mandamus and declare the action of the respondents 1 to 2 in proposing to issue bar licence under IL 17 in favour of 3rd respondent is against Rule 29 of A.P. Indian Liquor & Foreign Liquor Rule 1970, without considering the objections raised by the petitioner and other local people is illegal, arbitrary, against the provision of Excise Act and Rules 29 of A.P. Indian Liquor & Foreign Liquor rule 1970, consequently direct the respondents not to issue any licence under IL 17 in favour of 3rd respondent to open a bar in H. No. 18-96, Dhawaleswaram Village, East Godvari District, without considering the objections raised by thelocal people and to

Counsel for the Petitioner: MR.K.L.N.SWAMY

Counsel for the Respondents 1 & 2: GP FOR PROHIBITION & EXCISE

Counsel for the Respondent No.3: --------

The Court made the following order:

ORDER:

-

-

Learned counsel for the petitioner submits that the subject matter of the writ petition has become infructuous as the bar licence IL 17 was already granted in favour of the contesting respondent.

Recording the above submission the writ petition is accordingly dismissed as having become infructuous. No costs.

_____

V. ESWARAIAH, J

April 11, 2005

Dsk

To

1 The Government of A.P., rep by Commissioner, Prohibition & Excise,

Nampally Hyderabad
2 The Superintendent, Prohibition & Excise Kakinada, East Godavari District

3 Two CCs to GP For Prohibition & Excise, High Court Buildings, Hyderabad

(OUT)

Two CD Copies.